

Agenda

REVISED



Tempe City Council

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Harry E. Mitchell Government Center

Municipal Building

Council Chambers

31 East Fifth Street

7:30 P.M.

The City of Tempe endeavors to make all public meetings accessible to persons with disabilities. With 48 hours advance notice, special assistance can also be provided for sight and/or hearing impaired persons at public meetings. Please call (480) 350-8241 (voice) or (480) 350-8400 (TDD) to request an accommodation to participate in the City Council meeting.

October 7, 2004

1. INVOCATION – Councilmember Hutson

2. PLEDGE OF ALLEGIANCE

3. MINUTES – Councilmember Goronkin

A. Approval of Council Meeting Minutes

1. Council Issue Review Session – August 5, 2004 [20041007clrkck03.pdf](#)
2. Formal Council Meeting – August 5 & 19, September 9, 2004 [20041007clrkck02.pdf](#)
[20041007clrkck07.pdf](#) [20041007clrkck06.pdf](#)
3. Tempe Enterprise Zone Commission – August 5, 2004 [20041007clrkck01.pdf](#)
4. Housing Authority Governing Board – August 19, 2004 [20041007clrkck04.pdf](#)
5. Rio Salado Community Facilities District Board – September 9, 2004
[20041007clrkck05.pdf](#)

B. Acceptance of Board & Commission Meeting Minutes

6. Board of Adjustment – August 25, 2004 [20041007boa01.pdf](#)
7. Library Advisory Board – May 3, 2004 [20041007lab01.pdf](#)
8. Mayor's Youth Advisory Commission – May 4, 2004 [20041007myac.pdf](#)
9. Planning & Zoning Commission – January 13 & June 30, 2004 [20041007pz01.pdf](#)
[20041007pz02.pdf](#)
10. Rio Salado Advisory Commission – August 24, 2004 [20041007rsc01.pdf](#)

4. REPORTS AND ANNOUNCEMENTS

A. Mayor's Announcements

- Virginia Piper Foundation Grant
- Board and Commission Appointments [20041007BOARDS.pdf](#)

B. Manager's Announcements

5. **CONSENT AGENDA**

All items listed on the Consent Agenda will be considered as a group and will be enacted with one motion by the City Council. None of these items will be discussed unless a Councilmember removes an item or a citizen requests that a public hearing item be removed for separate consideration. Public hearing items are designated by an asterisk (*). Items scheduled for a Introduction/First Public Hearing will be heard, but will not be voted upon, at this meeting.

'q-j' indicates items that are quasi-judicial. The City Council sits as a quasi-judicial body when hearing variances. When sitting as a quasi-judicial body, the City Council must conduct itself as a court, not as a legislative body. This means that any materials or conversations concerning the variance can only be presented to the City Council at the scheduled public hearing. Pre-meeting contact with the City Council on quasi-judicial matters is prohibited.

A. Miscellaneous

11. Request authorization for the Mayor to sign Amendments 2 and 3 to Intergovernmental Agreement #C2001-45 with the City of Phoenix for the extension of federal grant funds for retro-fitting of electric hybrid buses.

COMMENTS: The amendments to Grant No. AZ-90-X054 are needed in order to allow Tempe to use the grant funds for fixing the buses.

DOCUMENT NAME: [20041007pwgj01.pdf](#) **PUBLIC TRANSIT (1106)**

12. Request for an Amended Final Subdivision Plat by Fountainhead Corporate Park for nine lots at 1535 West Broadway Road.

COMMENTS: (Amberjack, Ltd., property owner) #SBD-2004.73 for an Amended Final Subdivision Plat consisting of nine (9) lots on 90.76 net acres.

DOCUMENT NAME: [20041007dsd2k02.pdf](#) **PLANNED DEVELOPMENT (0406)**

13. Request for a Final Subdivision Plat by University Park for two lots at 2323 West University Drive.

COMMENTS: (University Park Group, LLC, property owner) #SBD-2004.69 for a Final Subdivision Plat consisting of two (2) lots on 4.66 net acres.

DOCUMENT NAME: [20041007dssl03.pdf](#) **PLANNED DEVELOPMENT (0406)**

- *14. This is a public hearing for the approval of a Series 10 Beer and Wine Store Liquor License for EV Wash Holdings, LLC, dba The Shammy Man Car Wash at 616 West Baseline Road.

COMMENTS: Reginald Fowler, Agent

DOCUMENT NAME: [200401007LIQ1.pdf](#) **LIQ LIC (0210-02)**

B. Award of Bids

15. Request to award a three-year contract with three (3) one-year renewal options to Western International University for an educational partnership.

COMMENTS: Total cost for this contract shall not exceed \$235,200 during the initial contract period, subject to execution of the final written contract.

DOCUMENT NAME: [20041007fsdl01.pdf](#) **PURCHASES (1004-01)**

16. Request award of a construction contract with CPC Construction, Inc., for concrete improvements (2005-2008), on-call maintenance, repairs, and grading.

COMMENTS: Total cost for this contract shall not exceed \$465,000 during the initial year of an annual, renewable contract. Subject to execution of the final written contract.

DOCUMENT NAME: [20041007PWMG01.pdf](#) **STREET UPGRADING-MAINT-CONSTRUCTION (0809-05) PROJECT NO. 5401412**

17. Request approval of a professional services contract with CMX, L.L.C., for Kiwanis Park playground and ramada renovations.

COMMENTS: Total cost for this contract shall not exceed \$75,430. Subject to execution of the final written contract

DOCUMENT NAME: [20041007PWTG03.pdf](#) **KIWANIS COMMUNITY PARK (0706-25) PROJECT NOS. 63-976808 & 63-986844**

18. Request approval of a professional services contract with Deutsch Associates for design of the Kyrene Reclamation Utilities Services Building and Warehouse facilities.

COMMENTS: Total cost for this contract shall not exceed \$425,309. Subject to execution of the final written contract

DOCUMENT NAME: [20041007PWTG04.pdf](#) **WATER MANAGEMENT (0811) PROJECT NO. 3201591**

19. DELETED

- C. Ordinances and Items for Introduction/First Hearing - These items will have two public hearings before final Council action.

- *20. This is the **introduction and first public hearing** for an ordinance authorizing the Mayor to enter into a Conduit Use Agreement and Addendum to Amended License (C97-92) between the City of Tempe and CoxCom, Inc. **The second public hearing is set for October 21, 2004.**

DOCUMENT NAME: [20041007crsk01.pdf](#) **COXCOM INC (0802-01) Ordinance No. 2004.44**

- *21. This is the **introduction and first public hearing** for an ordinance granting an easement to Salt River Project (SRP) for electrical lines and appurtenants over the Tempe Town Lake. **The second public hearing is set for October 21, 2004.**

DOCUMENT NAME: [20041007PWTG02.pdf](#) **GRANT OF EASEMENTS (0904-02) ORDINANCE NO. 2004.36**

D. Ordinances and Items for Second Hearing/Final Adoption

- *22. This is the **second public hearing** for an ordinance authorizing the Mayor to execute a Real Estate Purchase Agreement between the City of Tempe and Playa Del Norte, LLC, for the city-owned "Boardwalk West" property.

COMMENTS: Property is west of Rural Road, south of the Red Mountain Highway and North of Tempe Town Lake.

DOCUMENT NAME: [20041007rsca01.pdf](#) **RIO SALADO MASTER PLAN (0112-07-03) Ordinance No. 2004.43.**

E. Resolutions

23. Request approval of a resolution to continue to support the Regional Transportation Plan as adopted by the Maricopa Association of Governments on September 24, 2003.

DOCUMENT NAME: [20041007pwcdl01.pdf](#) **TRANSPORTATION PLANNING (1101-01) RESOLUTION NO. 2004.85**

6. **NON-CONSENT AGENDA**

7. **PUBLIC APPEARANCES**

According to the Arizona Open Meeting Law, the City Council may only discuss matters listed on the City Council agenda. Matters discussed by the public during public appearances cannot be discussed by the City Council unless they are specifically listed on the agenda. There is a five-minute time limit per speaker. Speaker's visual aids or recorded tapes will not be allowed during formal meetings.

Members of the public attending City Council meetings shall refrain from making personal, impertinent or slanderous remarks and from becoming boisterous while addressing the City Council or while attending the meeting. Unauthorized remarks from the audience, stomping of feet, yelling or any similar demonstrations are also prohibited. Violations of these rules may result in removal from the City Council meeting.

8. **CURRENT EVENTS/COUNCIL ANNOUNCEMENTS**